

AF 1761

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:
Date: August 16, 2005 Name: Steven P. Shurtz Registration No. 31,424 Signature: /Steven P. Shurtz/

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of:

McHale et al.

Appln. No.: 08/044,240

Examiner: Keith D. Hendricks

Filed: April 7, 1993

Art Unit: 1761

For: MULTI-PHASE SHEETED
CHEWING GUM AND METHOD
OF APPARATUS FOR MAKING

Attorney Docket No: 1391/1275

Mail Stop After Final
Commissioner for Patents
P. O. Box 1450
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TRANSMITTAL

Sir:

Attached is/are:

- ☒ Transmittal Letter (in duplicate); Response After Final Rejection and Summary of Interview.
- ☒ Return Receipt Postcard

Fee calculation:

- ☐ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+ \$360=	
					Total	\$		Total	\$

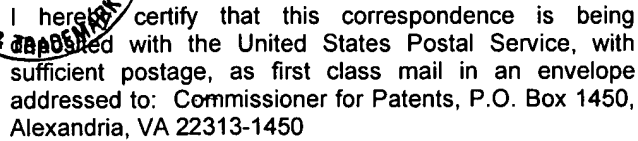
Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

August 16, 2005
Date

/Steven P. Shurtz/
Steven P. Shurtz (Reg. No. 31,424)



Date of Deposit

**Name of applicant, assignee or
Registered Representative**

Signature

Date of Signature

In response to the Office Action mailed February 14, 2005 for the above-captioned case, please consider the following remarks. A Notice of Appeal has been filed in this case. However, it is believed that the following remarks will overcome the

outstanding rejections and either put the case in condition for allowance or at least in better form for appeal.

Although no amendments are made at the present time, a listing of claims begins on page 3 of this paper for the examiner's convenience. Remarks begin on page 8 of this paper.